

ARKANSAS SUPREME COURT

No. CR 08-777

WAIMONUSHUN SMITH
a/k/a WAIMONSHUN SMITH
Appellant

v.

STATE OF ARKANSAS
Appellee

Opinion Delivered October 30, 2008

PRO SE MOTION TO WITHDRAW
APPEAL [CIRCUIT COURT OF
PULASKI COUNTY, CR 2005-3135,
HON. JOHN W. LANGSTON, JUDGE]

MOTION GRANTED; APPEAL
DISMISSED.

PER CURIAM

Now before us is a motion to withdraw and dismiss this appeal filed by appellant Waimonushun Smith, who is also known as Waimonshun Smith. After being found guilty by a jury of second-degree murder, appellant filed a petition for writ of habeas corpus. The trial court denied the petition, and appellant has lodged a pro se appeal here from the order.

In the instant motion, appellant states that he believes he has sought the incorrect type of postconviction relief and no longer wishes to pursue this appeal. The motion is granted.

Motion granted; appeal dismissed.